

SENATE BILL No. 445

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-11.

Synopsis: Child sexual abuse. Eliminates the statute of limitations for a civil action involving the sexual abuse of a child.

Effective: July 1, 2004.

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January 12, 2004, read first time and referred to Committee on Rules and Legislative Procedure.

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Introduced

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

SENATE BILL No. 445

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 34-11-2-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 4. **Except as provided**
3 **in section 13 of this chapter**, an action for:

4 (1) injury to person or character;
5 (2) injury to personal property; or
6 (3) a forfeiture of penalty given by statute;
7 must be commenced within two (2) years after the cause of action
8 accrues.

9 SECTION 2. IC 34-11-2-13 IS ADDED TO THE INDIANA CODE
10 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
11 1, 2004]: **Sec. 13. An individual may commence a civil action at any**
12 **time against a party if:**

13 **(1) the party:**

14 **(A) was convicted of a crime under IC 35-42-4 or**
15 **IC 35-46-1-3; or**

16 **(B) knowingly or intentionally aided, induced, or caused**
17 **another person to commit a crime under IC 35-42-4 or**

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1 IC 35-46-1-3 and the other person was convicted of the
2 crime under IC 35-42-4 or IC 35-46-1-3; and
3 (2) the individual commencing the action was:
4 (A) the victim of the crime under IC 35-42-4 or
5 IC 35-46-1-3; and
6 (B) less than eighteen (18) years of age at the time of the
7 offense.
8 SECTION 3. IC 34-11-6-1 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 1. **Except as provided**
10 **in IC 34-11-2-13**, a person who is under legal disabilities when the
11 cause of action accrues may bring the action within two (2) years after
12 the disability is removed.

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